

No. 9/5/84-6Lab/8149.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Central Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Faridabad, in respect of the dispute between the workman and the management of M/s Berry Sons (India) P. Ltd., D.L.F., Faridabad.

IN THE COURT OF SHRI R. N. SINGAL, PRESIDING OFFICER, LABOUR COURT,
FARIDABAD

Reference No. 213 of 1984

between

SHRI LAXMI CHAND, WORKMAN AND THE RESPONDENT-MANAGEMENT OF M/S
BERRY SONS (INDIA) P. LTD., D.L.F., FARIDABAD.

Present :—

H.K. Kapoor, for the management.

None for the Workman.

AWARD

This reference has been referred to this court by the Hon'ble Governor of Haryana,—vide his order No. ID/FD87/84/27702-7, dated 1st March, 1984, under section 10(1)(c) of the Industrial Disputes Act, 1947, for adjudication of the industrial dispute, existing between Shri Laxmi Chand, workman and the respondent-management of M/s. Berry Sons (India) Pvt. Ltd., D.L.F., Faridabad. The term of the reference was :—

Whether the termination of services of Shri Laxmi Chand was justified and in order ?
If not, to what relief is he entitled ?

The representative of the management has made a statement that the workman has settled his dispute with the respondent management,—vide settlement Ex.M-1 and has received Rs. 1,376.60 P. in full and final settlement of his all claim including his right of reinstatement/re-employment. The photo copies of the receipts are Ex. M-2 to M.5.

In view of the statement of the representative of the management, the dispute has been fully settled and there is no dispute between the parties. The award is given accordingly.

Dated the 25th October, 1984.

R. N. SINGAL,
Presiding Officer,
Labour Court,
Faridabad.

Endorsement No. 2614, dated the 31st October, 1984

Forwarded (four copies) to the Commissioner and Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act.

R. N. SINGAL,
Presiding Officer,
Labour Court,
Faridabad.

No. 9/5/84-6Lab/8152.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Central Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Faridabad in respect of the dispute between the workman and the management of M/s Precision Metal Works (I), Pvt. Ltd., Railway Road, Gurgaon.

IN THE COURT OF SHRI R. N. SINGAL, PRESIDING OFFICER, LABOUR COURT,
FARIDABAD

Reference No. 252 of 1983

between

SHRI RAM KUMAR, WORKMAN AND THE RESPONDENT-MANAGEMENT OF
M/S PRECISION METAL WORKS (I), PVT. LTD., RAILWAY ROAD, GURGAON

Present :—

Workman along with Shri M. P. Gupta, for the workman.

None, for the, respondent-management.

AWARD

This reference has been referred to this court by the Hon'ble Governor of Haryana,—*vide* his order No. ID/FD/GGN/90-83/45407—12, dated 5th September, 1983, under section 10 (i) (c) of the Industrial Disputes Act, 1947, for adjudication of the industrial dispute existing between Shri Ram Kumar, workman and the respondent-management of M/s. Precision Metal Works (I), Pvt. Ltd., Railway Road, Gurgaon. The term of the reference was :—

Whether the termination of services of Shri Ram Kumar Singh, was justified and in order ?
If not, to what relief is he entitled ?

None was present for the management in spite of service. Hence the management was proceeded *ex parte*,—*vide* order dated 14th September, 1984. The workman has stated that his services were terminated on 24th April, 1983 after an enquiry. The enquiry is improper and illegal. The workman had 16 years of service on his back at the time of his dismissal.

In his *ex parte* evidence the claimant has appeared as WW-1 and has supported his averment. He has further stated that he was suspended on 17th November, 1983. He has further stated that the enquiry was concurreny to dismiss the workman from service. There is no reason to disbelieve the unrebutted evidence of the workman which is on oath. I, therefore, find that the service of the workman was terminated illegally and in unjustified manner. I, therefore answer the reference that the claimant is entitled to reinstatement of his service with continuity of service and full back wages.

Dated the 19th October, 1984.

R. N. SINGAL,

Presiding Officer,

Labour Court, Faridabad.

Endorsement No. 2617, dated the 31st October, 1984

Forwarded (four copies) to the Commissioner and Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

R. N. SINGAL,

Presiding Officer,

Labour Court, Faridabad.

M. SETH,

Secretary to Government, Haryana,
Labour and Employment Department.